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| | | | Exami | ner Name | DIONNE HARVEY Technology Center | | |
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| Firm or Individual | Townsend and T James M. Heslin | | nd Crev | | o. 29,541 | | |
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| eby certify that this co | orrespondence is being velope addressed to: C | facsimile trans ommissioner f | mitted to t or Patents | he USPTO or deposited wit , P.O. Box 1450, Alexandria | th the United States Postal Service with sufficient postage a, VA 22313-1450 on the date shown below. | | |

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Attorney Docket No.: 022176-000610US Client Reference No.: ISM-006CNT

AN 1 3 2004 Commissioner for Patents
Per Box 1450

xandria, VA 22313-1450

on 5-11-04

TOWNSEND and TOWNSEND and CREW LLP

By: Tawara Masin

Edward Masinas

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

ADNAN SHENNIB et al.

Application No.: 10/052,199

Filed: January 16, 2002

For: DISPOSABLE EXTENDED WEAR

CANAL HEARING DEVICE

Examiner: DIONNE HARVEY

Art Unit: 2643

INFORMATION DISCLOSURE

STATEMENT UNDER 37 CFR §1.97 and

§1.98

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Technology Center 2600

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

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The references cited on attached form PTO/SB/08A and PTO/SB/08B are being called to the attention of the Examiner. Copies of the references are enclosed.

It is respectfully requested that the cited references be expressly considered during the prosecution of this application, and the references be made of record therein and appear among the "references cited" on any patent to issue therefrom.

As provided for by 37 CFR 1.97(g) and (h), no inference should be made that the information and references cited are prior art merely because they are in this statement and no representation is being made that a search has been conducted or that this statement encompasses all the possible relevant information.

ADNAN SHENNIB et al. Application No.: 10/052,199 Page 2

This Information Disclosure Statement is being filed before the mailing date of the final Office Action or Notice of Allowance.

Applicant believes that <u>no fee is required</u> for submission of this statement. However, if a fee is required, the Commissioner is authorized to deduct such fee from the undersigned's Deposit Account No. 20-1430. Please deduct any additional fees from, or credit any overpayment to, the above-noted Deposit Account.

Respectfully submitted,

James M. Heslin Reg No. 29,541

TOWNSEND and TOWNSEND and CREW LLP Two Embarcadero Center, Eighth Floor

San Francisco, California 94111-3834

Tel: 650-326-2400 Fax: 650-326-2422

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| Application Number | 10/052,199 | | | | | |
| Filing Date | January 16, 2002 | | | | | |
| First Named Inventor | SHENNIB, ADNAN | | | | | |
| Art Unit | 2643 | | | | | |
| Examiner Name | DIONNE HARVEY | | | | | |
| Attorney Docket Number | 022176-000610US | | | | | |

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Applicant's unique citation designation number (optional). Applicant is to place a check mark here if English language Translation is attached.

PTO/SB/08B (08-03) THAN STATE OF FORM 1449B/PTO Complete if Known 10/052,199 Application Number INFORMATION DISCLOSURE Filing Date January 16, 2002 STATEMENT BY APPLICANT First Named Inventor SHENNIB, ADNAN 2643 Art Unit (use as many sheets as necessary) Examiner Name DIONNE HARVEY 022176-000610US Sheet Attorney Docket Number

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| Examiner | Cite | Fore | eign Patent Doc | ument | 0.11 11 0.11 | Name of Patentee or | Pages, Columns, Lines, Where Relevant | |
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant

Noriaki NISHI

Serial No.

09/837,439

Filed

April 18, 2001

For

ANAMORPHIC PRISM, OPTICAL HEAD AND OPTICAL

RECORDING/REPRODUCTION DEVICE

Examiner

Nabil Z. Hindi

Art Unit

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745 Fifth Avenue New York, New York 10151 Tel. (212) 588-0800

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:
Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on May 10, 2004

Bruno Polito, Reg. No. 38,580

Name of Applicant, Assignee or
Registered Representative

May 10, 2004 Date of Signature

Signature

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<u>INFORMATION DISCLOSURE STATEMENT</u> <u>UNDER 37 C.F.R. § 1.97(c)</u> AND CERTIFICATION UNDER 37 C.F.R. § 1.97(e)

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In compliance with the duty of disclosure set forth in 37 C.F.R. 1.56, applicant is filing this Information Disclosure Statement and the accompanying form PTO-1449 along with copies of

the prior art therein identified. Such prior art has come to the attention of applicant by being cited in a Search Report issued in the corresponding European application on April 15, 2004, a copy of which is enclosed. So far as applicant is aware, this Information Disclosure Statement is being filed before the mailing date of the final Office Action or Notice of Allowance.

As is apparent in said Search Report, applicant's undersigned attorney hereby certifies pursuant to 37 C.F.R.

1.97(e) that each item of information contained in this

Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement.

The filing of this Information Disclosure Statement is not an admission that the documents identified herein constitute prior art to the present application.

Please charge any fees incurred by the filing of this document or credit any overpayment to Deposit Account No. 50-0320.

Respectfully submitted,

FROMMER LAWRENCE & HAUG LLP Attorneys for Applicant

Bv:

Bruno Polito

Reg. No. 38,580

Tel. (212) 588-0800

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